

**IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

CROZER-CHESTER MEDICAL
CENTER; DELAWARE COUNTY
MEMORIAL HOSPITAL

Petitioners/Cross-Respondents

v.

NATIONAL LABOR RELATIONS
BOARD

Respondent/Cross-Petitioner

Nos. 18-1640 & 18-1973

**Unopposed Motion of Petitioners/Cross-Respondents
To Extend Briefing Deadline**

Crozer-Chester Medical Center and Delaware County Memorial Hospital (collectively, “Petitioners”) respectfully move the Court for a 14-day extension of time to file their third-step brief in this case, from October 1 to October 15. Petitioners have not previously sought an extension for any deadline in this appeal. Counsel for the Respondent/Cross-Petitioner and Intervenor have informed counsel for Petitioners that they do not oppose this motion. In further support of this motion, Petitioners state as follows:

1. Pursuant to the Court’s scheduling order of May 23, 2018, Petitioners filed their first-step brief on July 2, 2018. Respondent/Cross-Petitioner moved for a 30-day extension for its second-step brief, and both Respondent/Cross-Petitioner and Intervenor filed their second-step briefs on August 31. Under the Court’s order, Petitioners’ third-step brief is due 30 days from service of the second-step briefs, or October 1. *See* FRAP 28.1(f).

2. Counsel for Petitioners are Andrew Grossman and Richard Raile.

3. Mr. Grossman is the principal counsel on three cases involving pending requests for expedited or emergency relief: *Uradnik v. Inter Faculty Association et al.*, 18-cv-1895-PAM-LIB (D. Minn.), *Reisman v. Associated Faculties of the University of Maine*, 1:18-cv-00307-JDL (D. Me.), and *Thompson v. Marietta Education Association*, 2:18-cv-00628-MHW-CMV (D. Ohio). In addition, Mr. Grossman is principal counsel in *Hyatt v. Iancu*, 1:18-cv-00546 (E.D. Va.), and will be arguing a dispositive motion in that case on September 7, 2018.

4. In addition to assisting Mr. Grossman in above-cited cases, Mr. Raile is responsible for preparing briefing due on or about October 8, 2018, in *Turzai v. Brandt*, 17-1700 (U.S.), briefing due on or about October 18, 2018, in *Virginia House of Delegates v. Bethune-Hill*, (U.S.), and briefing due on or about September 24, 2018 in *Wright v. Sumter County Bd. of Elections and Registration*, 18-11510, 18-13510 (11th Cir.).

5. Due to the above-described court deadlines and other commitments, it will not be possible for counsel for Petitioners/Cross-Respondents, with due diligence and giving priority to preparation of the brief, to file their brief on time under the current briefing schedule.

6. Counsel for Respondent/Cross Petitioner and Intervenor have informed counsel for Petitioners that they do not oppose this motion.

For these reasons, Petitioners respectfully request that the Court grant this unopposed motion and extend Petitioners' time for filing their third-step brief to and including October 15, 2018.

Dated: September 5, 2018

Respectfully submitted,

/s/ Andrew M. Grossman

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Certificate of Compliance

This brief complies with the type-volume limitations of Fed. R. App. P. 27(d)(2)(A) and 32(g)(1) because it contains 392 words of proportionally spaced, 14-point type using Microsoft Word in 14-point Calisto MT typeface.

Dated: September 5, 2018

/s/Andrew M. Grossman
Andrew M. Grossman

Certificate of Service

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on September 5, 2018. Participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

Dated: September 5, 2018

/s/Andrew M. Grossman
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